



January 20, 2015

Ms. Rose Santos  
P.O. Box 368  
Depew, NY 14043

Dear Ms. Santos:

This letter is in response to your U.S. General Services Administration (GSA) Freedom of Information Act (FOIA) request GSA number 2015-000031, dated October 8, 2014, in which you requested:

"A copy of the following documents identified to GS00Q14OADU713 (clearly releasable ok) (FGI # 44388), 1) We are requesting "Attachment J-2" of the OASIS contracts (mostly the small business ones) which is the pricing information."

The GSA Federal Acquisition Service's OASIS Program Office denies the request under the Freedom of Information Act for pricing data submitted under the OASIS and OASIS SB solicitations. The information being requested is considered privileged and confidential and to be exempt from FOIA disclosure under 5 USC § 552 (b)(4) and Federal Acquisition Regulation Subpart 24.202(b).

The Contracting Officer randomly selected a sampling of Contractors under the OASIS family of contracts in regards to releasing their Section J.2., rates in response to this FOIA request. The feedback from the OASIS Contractors overwhelmingly demonstrated that Section J.2., is proprietary and confidential information and release of such information would create a competitive disadvantage and financial harm to their company (See enclosures).

Offerors under OASIS/OASIS SB were given direct labor rate ranges in the solicitation and were asked to apply their proprietary indirect rates approved by the Defense Contract Audit Agency (DCAA) and a profit rate. As a result, disclosure of Section J.2., would enable competitors of any OASIS/OASIS SB awardee the ability to deconstruct their indirect labor rates from their direct labor rates and gain insight on their proprietary DCAA audited rates and Forward Pricing Rate Agreements (FPRAs) in future competitive acquisitions.

Release of Section J.2., would undermine the integrity of all future competitions at the task order level under OASIS/OASIS SB. Section J.2., is considered privileged and confidential and to be exempt from FOIA disclosure under 5 USC § 552 (b)(4) and Federal Acquisition Regulation Subpart 24.202(b).

Therefore, the Contracting Officer of the GSA OASIS program office denies the request for the release of Section J.2., under the OASIS/OASIS SB Contracts. Release of this data, which is protected by the referenced code and regulatory citations, would destroy these firms' competitive posture in the marketplace.

You have the right to appeal the denial of the information withheld under FOIA. To do so, you must write within 120 days of your receipt of this letter to:

U.S. General Services Administration  
FOIA Requester Service Center (H1C)  
1800 F Street, NW, Room 7308  
Washington, DC 20405

Your appeal must be in writing and should contain a brief statement of the reason(s) why the withheld information should be released. Please enclose copies of your initial request and a copy of this letter. Both the appeal letter and the envelope should be marked prominently "Freedom of Information Act Appeal".

This completes our action on this FOIA request. Should you have any questions, please feel free to contact Mr. Tommy G. Thomas, Contracting Officer by email at [www.gsa.gov/oasis](http://www.gsa.gov/oasis).

Sincerely,

*Travis S. Lewis*

Program Manager